

**RESOLUTION NO. \_\_\_\_\_, SERIES 2010**

**A RESOLUTION ADOPTING AN ENHANCED LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY THE CITY OF LOUISVILLE, KENTUCKY BY ORDINANCE NO. 75, SERIES 1981, BEING A TRACT OF LAND LYING NORTH AND SOUTH OF GARDINER LANE BETWEEN POPLAR LEVEL ROAD AND BISHOP LANE NEAR ROBARDS LANE NOW PART OF THE URBAN SERVICES DISTRICT AND IDENTIFIED AS TRACT “B.”**

**SPONSORED BY: Councilman Jim King**

**WHEREAS**, the City of Louisville, Kentucky annexed a certain tract of unincorporated territory (the “annexed tract”) by Ordinance No. 75, Series 1981, a copy of which is attached hereto as Exhibit 2, and

**WHEREAS**, the annexed tract is now part of the Urban Services District; and

**WHEREAS**, the description of the annexed tract in the above mentioned ordinance does not comply with the current requirements for descriptions of annexed territory set out in KRS 81A.470 as amended in 2004; and

**WHEREAS**, Louisville/Jefferson County Metro Government, successor to the City of Louisville, Kentucky (“Metro”) wishes to provide an accurate and easily identifiable legal description of the annexed tract, prepared by a professional land surveyor using information from deeds, plats and surveys; and

**WHEREAS**, Metro wishes to comply with the requirements of KRS 81A.470, effective July 13, 2004; and

**WHEREAS**, Metro does not intend to amend or replace the above mentioned ordinance but rather to clarify the defined boundary of the tract previously annexed and to adopt an accurate legal description of that tract.

**NOW THEREFORE, BE IT RESOLVED BY METRO COUNCIL AS FOLLOWS:**

**Section 1:** That Metro Council hereby adopts the legal description in Section 3, below and the plat of Tract B as shown on Exhibit 1 attached hereto, both prepared by C. Bruce Snook, Licensed Professional Land Surveyor No. 2747, as an accurate depiction of the tract previously annexed into the corporate city limits of the City of Louisville, Kentucky by Ordinance No. 75, Series 1981, dated April 28, 1981.

**Section 2:** That Metro Council hereby adopts said new legal description and plat as the official legal description and plat to be used by Metro for all purposes when referring to this prior annexation.

**Section 3:** That the new legal description of the annexed tract, prepared by C. Bruce Snook, Licensed Professional Land Surveyor No. 2747, is as follows:

**TRACT B**

Being a tract of land lying north and south of Gardiner Lane, between Poplar Level Road and Bishop Lane in south central portion of Jefferson County, Kentucky and being more particularly described as follows:

Beginning a point in the existing boundary line of the City of Louisville as established by Ordinance No. 179, Series 1950, said point being at the intersection of a line 450 feet north of the north line of Gardiner Lane with the north line of a tract conveyed to Commenco Corporation by deed of record in Deed Book 4345, Page 31 in the office of the Clerk of Jefferson County, Kentucky; thence with lines common to said tract South 77 degrees 15 minutes 20 seconds East 302.44 feet and South 02 degrees 52 minutes 30 seconds West 147.34 feet to its intersection with the north line of the tract conveyed to Lilly Elizabeth Matheis and Minnie Smith by deed of record in Deed Book 4294, Page 396 in the office aforesaid; thence with said north line and the north line of the US Postal Service tract of record in Deed Book 4725, Page 475 in the office aforesaid South 73 degrees 37 minutes 50 seconds East 174.69 feet and South 76 degrees 24 minutes 00 seconds East 783.78 feet to its intersection with the east line of said US Postal Service tract; thence with said east line and with the east line of the tract conveyed to the US Postal Service by deed of record in Deed Book 4725, Page 555 in the office aforesaid, South 05 degrees 41 minutes 30 seconds West 832.08 feet and South 72 degrees 06 minutes 45 seconds East 179.95 feet to its intersection with the west line of Robards Lane; thence with said west line south 05 degrees 41 minutes 30 seconds West 123.81 feet to its intersection with another line common to last mentioned US Postal Service tract; thence with said common line North 72 degrees 05 minutes 45 seconds West 367.30 feet and South 05 degrees 41 minutes 30 seconds West 609.00 feet to its intersection with the north line of Robards Court Industrial Subdivision of record in Plat Book

35, Page 36 in the office aforesaid; thence with said north line North 72 degrees 06 minutes 45 seconds West 1345.22 feet to its intersection with the west line of said last mentioned US Postal Service tract; thence with said west line and the west line of Colonel Sanders Lane, North 11 degrees 28 minutes 00 seconds East 953.84 feet and North 12 degrees 44 minutes 40 seconds East 571.04 feet to its intersection with the existing boundary line of the City of Louisville aforesaid; thence with same and with a curve to the left having a radius of 942.40 feet, the chord of which measures North 62 degrees 45 minutes 23 seconds East 91.49 feet to the point of beginning, containing 48.6 acres.

**Section 4:** That this Resolution shall become effective upon its passage and approval.

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Kathleen J. Herron  
Metro Council Clerk

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Thomas L. Owen  
President of the Council

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Jerry E. Abramson  
Mayor

\_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**  
Michael J. O'Connell  
Jefferson County Attorney

By: \_\_\_\_\_